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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 DUSTON OMAR MILLER,

12 Petitioner,

13 v.

14 ANTHONY HEDGPETH, Warden,

15 Respondent.
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) Case No. CV 08-5755-PA (JTL)

) ORDER ADOPTING FINDINGS,
) CONCLUSIONS, AND
) RECOMMENDATIONS OF UNITED
) STATES MAGISTRATE JUDGE
)

17 Pursuant to 28 U.S.C. Section 636, the Court has reviewed the Petition for Writ of
18 Habeas Corpus, all the records and files herein, and the Report and Recommendation of the
19 United States Magistrate Judge. The Court concurs with and adopts the findings, conclusions
20 and recommendations of the Magistrate Judge.

21 IT IS ORDERED that judgment be entered denying the Petition for Writ of Habeas
22 Corpus and dismissing this action for lack of jurisdiction.

23 DATED: February 10, 2009
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25 PERCY ANDERSON
26 UNITED STATES DISTRICT JUDGE
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